

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

LEWIS ANDERSON,

Plaintiff,

V.

XAVIER BECERRA, *et al.*,

Defendants.

Case No. 1:20-cv-00068-DAD-SAB (PC)

ORDER DISREGARDING PLAINTIFF'S
SECOND APPLICATION TO PROCEED *IN
FORMA PAUPERIS* AS UNNECESSARY

(ECF No. 9)

Plaintiff Lewis Anderson is a state prisoner proceeding *pro se* in this civil rights action pursuant to 42 U.S.C. § 1983.

On January 14, 2020, Plaintiff initiated this action by filing a complaint and an application to proceed *in forma pauperis*. (ECF Nos. 1, 2.) On January 17, 2020, the undersigned issued findings and recommendations, recommending that Plaintiff's application to proceed *in forma pauperis* be denied pursuant to 28 U.S.C. § 1915(g), and that Plaintiff be ordered to pay the \$400.00 filing fee in full in order to proceed with this action. (ECF No. 4.) The findings and recommendations were served on Plaintiff and contained notice that any objections thereto were to be filed within thirty (30) days after service. (*Id.* at 4.) On February 3, 2020, Plaintiff filed written objections to the findings and recommendations. (ECF No. 8.) As of this date, Plaintiff's application to proceed *in forma pauperis*, (ECF No. 2), and the undersigned's January 17, 2020 findings and recommendations remain pending before the assigned District Judge.

Currently before the Court is Plaintiff's second application to proceed *in forma pauperis*, filed on February 3, 2020. (ECF No. 9.) However, as Plaintiff's first application to proceed *in*

1 *forma pauperis* is still pending before the assigned District Judge, Plaintiff's second application is
2 unnecessary. Therefore, Plaintiff's second application to proceed *in forma pauperis*, (ECF No.
3 9), is HEREBY DISREGARDED as unnecessary.

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5 IT IS SO ORDERED.

6 Dated: February 5, 2020



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UNITED STATES MAGISTRATE JUDGE